

**IT IS HEREBY ADJUDGED
and DECREED this is SO
ORDERED.**

The party obtaining this order is responsible for
noticing it pursuant to Local Rule 9022-1.

Dated: February 04, 2010



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[FILE 09-018909 CHE]

Randolph J. Haines

**RANDOLPH J. HAINES
U.S. Bankruptcy Judge**

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA**

In re:

DAVID R. PROVINE,

Debtor.

Case # 2:09-bk-27174-RJH

Chapter 13 Proceedings

MERS INC., as nominee for JP
Morgan Chase Bank NA, its
assignees and / or successors
in interest,

Movant,

v.

DAVID R. PROVINE, Debtor, and
Chapter 13 Trustee Edward J.
Maney,

Respondents.

**ORDER LIFTING
THE AUTOMATIC STAY**

Re: Real Property located at
963 South 240th Drive
Buckeye, AZ 85326

The court finds that a Motion for Relief From the Automatic Stay and a Notice of Filing of the Motion have been filed with the Court and served upon interested parties in the above captioned matter by MERS INC., as nominee for JP Morgan Chase Bank NA, ("CHASE"), and that good cause exists to grant the Motion for Relief;

1 **THEREFORE, IT IS ORDERED:**

2 1. CHASE, its assignees or successors-in-interest, is hereby
3 granted relief from all stays against lien enforcement including
4 the automatic stay imposed under 11 U.S.C. § 362 and the
5 automatic injunction of 11 U.S.C. § 524(a) with reference to the
6 real property generally described as 963 South 240th Drive,
7 Buckeye, AZ 85326 and legally described as:

8 LOT 197, ACACIA CROSSING, ACCORDING TO BOOK 683 OF
9 MAPS, PAGE 35, RECORDS OF MARICOPA COUNTY, ARIZONA

10 2. CHASE may begin or continue foreclosure proceedings
11 following applicable law and / or enforce any contract or state
12 law remedies it has against said real property.

13 3. Should Debtor fail to vacate the Property following
14 foreclosure, CHASE may pursue any legal remedies in state court
15 to remove the Debtor from the Property.

16 4. Unless and until otherwise ordered, the Automatic Stay
17 imposed against CHASE shall remain lifted under this and any
18 other chapter of the Bankruptcy Code to which this case may
19 convert.

20 DATED: _____

21
22 _____
23 Randolph J. Haines
24 U. S. Bankruptcy Court Judge